

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2001-424-T - ORDER NO. 2009-17
JANUARY 16, 2009

IN RE: Application of S & J Expressway Taxi, Inc.,)	ORDER GRANTING
25 DeAllyon Avenue, Unit #116, Hilton)	REINSTATEMENT OF
Head Island, South Carolina 29928 (Mailing)	CERTIFICATE
Address: Post Office Box 7712, Hilton Head)	
Island, South Carolina 29938) for a Class C)	
Certificate of Public Convenience and)	
Necessity)	

This matter comes before the Public Service Commission of South Carolina (the “Commission”) by way of a request filed by S & J Expressway Taxi, Inc. (“S & J” or “Applicant”) to reinstate Class C Certificate of Public Convenience and Necessity No. 7177. The record reveals that Class C Certificate No. 7177 to render motor passenger services in South Carolina was granted to S & J pursuant to Commission Order No. 2001-991, dated October 9, 2001.

On May 19, 2008, ORS filed a petition seeking revocation of the Certificates of Public Convenience and Necessity of certain motor carriers for failure of the certificated carriers to file annual reports as required by 26 S.C. Code Ann. Regs. 103-231 (Supp. 2007). The record reflects that S & J was listed in ORS’ petition as a certificated carrier in non-compliance with the requirement to file annual reports. The Commission held a hearing on August 13, 2008, on the petition of ORS, and S & J’s certificate was among those that were found in non-compliance by the Commission and ultimately revoked by Order No. 2008-590 that resulted from this proceeding.

By request received December 18, 2008, the Applicant requests that the Certificate in question be reinstated and submits with its request a copy of S & J's Annual Report filed with the ORS on September 5, 2008. Furthermore, the original Application filed by S & J, which the Commission approved by Order No. 2001-991, provides documentation regarding the Applicant's stated knowledge of and commitment to abide by all relevant statutes and Commission regulations.

The Commission has reviewed the case before it and after due consideration, the Commission concludes that the revocation of the Applicant's Certificate should be lifted and that the Certificate should be reinstated, subject to compliance with all the applicable statutes and the Commission's Rules and Regulations.

IT IS THEREFORE ORDERED:

1. That Class C Certificate of Public Convenience and Necessity No. 7177 in the name of S & J Expressway Taxi, Inc. be, and hereby is, reinstated, subject to compliance with all Commission Rules and Regulations.

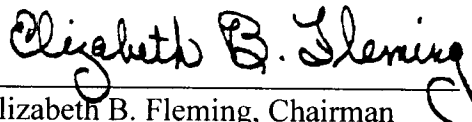
2. That all operating rights authorized under the Certificate are hereby reinstated, subject to compliance with all applicable statutes and the Commission's Rules and Regulations.

3. That prior to compliance with the applicable statutes and the Commission's Rules and Regulations, including the requirements of filing with the Office of Regulatory Staff proof of appropriate insurance, the payment of license fees, and such other information required by law, the motor carrier services authorized by the Certificate shall not be provided.


4. That failure of the Applicant either (1) to complete the certification process by complying with the Commission requirements of causing to be filed with the Office of Regulatory Staff proof of appropriate insurance and the payment of license fees and such other information required by law or (2) to request and obtain from the Commission additional time to comply with the requirements of the Commission as stated above, may result in the authorization approved in this Order being revoked.

5. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Elizabeth B. Fleming, Chairman

ATTEST:


John E. Howard, Vice Chairman

(SEAL)